



111 Broadway, 20th Floor
New York, New York 10006
212.571.0550
212.571.0555 Fax

1199 Route 22 East
Mountainside, New Jersey 07092
908.228.8500
908.228.8515 Fax

March 19, 2018

www.ABV.com

BY HAND AND ECF

Honorable Paul G. Gardephe
United States District Court
Southern District of New York
40 Foley Square, Room 2204
New York, New York 10007

Cessna Finance Corporation v. Al Ghaith Holding Company PJSC,
15 Civ. 9857 (PGG)

Dear Judge Gardephe:

This firm represents Petitioner Cessna Finance Corporation (“Cessna”) in the above referenced matter.

Cessna initiated this action on December 17, 2015, with the filing of a Petition seeking an order confirming, under the Federal Arbitration Act, 9 U.S.C. §§ 1 et seq. (the “FAA”), and the Convention on the Recognition and Enforcement of Foreign Arbitral Awards, 9 U.S.C. §§ 201-208 (the “Convention”), a \$51,747,681.96¹ arbitration award rendered by an ICC International Court of Arbitration tribunal seated in New York City on October 26, 2015 (the “Award”) against Al Ghaith Holding Company PJSC (“Al Ghaith”).

On February 26, 2016, Al Ghaith filed a Notice of Cross-Petition (ECF Dkt. No. 16) seeking an order, pursuant to the FAA and the Convention, vacating the Award on the grounds that in rendering it the arbitrators acted in “manifest disregard” of applicable law. As of April 20, 2016, briefing on the Cross-Petition was complete. At the time of filing neither party sought oral argument pursuant to Rule IV(D) of Your Honor’s Individual Rules of Practice in Civil Cases. The last communication with the Court by either party was my letter to Your Honor of April 25, 2017, inquiring whether the Court might find it useful to schedule argument or a preliminary conference.

¹ Plus post-Award interest.



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Given the lapse of time, and our client's concern with attempting to enforce the Award if it is confirmed, we respectfully ask if there is anything further the parties might do, such as additional briefing or argument, that might facilitate the disposition of the Cross-Petition.

Thank you for your consideration.

Respectfully submitted,



Christopher Allegaert

The signature is handwritten in blue ink and appears to read "Christopher Allegaert".

cc: Allan M. Bahn, Esq. (Counsel for Cross-Petitioner
Al Ghaith Holding Company PJSC) (by ECF)